



PATENT  
ATTORNEY DOCKET NO. 041463-5030

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	
Othmar BRÜHWILER	)	Confirmation No.: 9880
	)	
U.S. Application No.: 10/019,234	)	Group Art Unit: 2834
	)	
Filed: April 2, 2002	)	Examiner: J. Waks
	)	
For: APPARATUS FOR GENERATING	)	
ELECTRICAL ENERGY	)	
(AS AMENDED)	)	

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202  
Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the document listed on the attached PTO Form 1449. This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Office Action or a Notice of Allowance, or an action that otherwise closes prosecution in the application.

The listed document may be pertinent for the reason discussed in the Preliminary Amendment filed December 28, 2001, amending page 1, lines 9-12 of the Specification (a copy of the Preliminary Amendment together with the stamped postcard is enclosed for the Examiner's convenience).

A copy of the listed document is enclosed. Applicant respectfully requests that the Examiner consider the document and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute “prior art.” If it should be determined that the listed document does not constitute “prior art” under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.


**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required,

including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

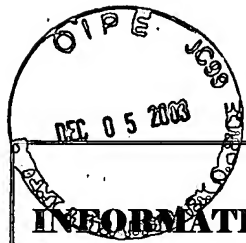
**MORGAN, LEWIS & BOCKIUS LLP**

Dated: December 5, 2003

By:   
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MJB/DECfdb



# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

PTO Form 1449

Attorney Docket No.

041463-5030

Application No.:

10/019,234

Applicant: Othmar BRUHWILLER

Filing Date: April 2, 2003

Group Art Unit: 2834

## U.S. PATENT DOCUMENTS

*Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing Date

## FOREIGN PATENT DOCUMENTS

Document Number	Date	Country	Class	Sub Class	<u>Translation</u> YES - NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		"Lexicon der Technik", Lueger, et al., 1965, vol. 7, pp. 578-581.

Examiner

Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

MEB/DEC/fdb

December 5, 2003

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